

04/19/01 J1033 U.S. PTO

Patent Attorney's Docket No. 010830-116

J1033 U.S. PTO 09/837344 04/19/01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

REQUEST FOR FILING CONTINUATION/DIVISIONAL
APPLICATION UNDER 37 C.F.R. § 1.53(b)

Box PATENT APPLICATION

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This is a request for filing a ☐ continuation ☒ divisional application under 37 C.F.R. § 1.53(b) of pending Application No. 08/462,625 filed on June 5, 1995, for PEPTIDE SEQUENCES SPECIFIC FOR THE HEPATIC STAGES OF P. FALCIPARUM BEARING EPITOPES CAPABLE OF STIMULATING THE T LYMPHOCYTES, by the following named inventor(s):

- (a) Full Name Claudine GUERIN-MARCHAND
(b) Full Name Pierre DRUILHE
(c) Full Name

- ☐ Applicant(s) hereby requests that the above-captioned application **NOT BE PUBLISHED** under 35 U.S.C. § 122(b) and 37 C.F.R. § 1.211. The undersigned hereby certifies that the invention disclosed in this application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen months after filing.
- ☒ The entire disclosure of the prior application from which a copy of the oath or declaration is supplied herewith is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
- ☐ This application is being filed by less than all the inventors named in the prior application. In accordance with 37 C.F.R. 1.63(d)(2), the Commissioner is requested to delete the name(s) of the following person or persons who are not inventors of the invention being claimed in this application.

- (a) Full Name
(b) Full Name
(c) Full Name

- ☐ This application is being filed by more than all the inventors named in the prior application. In accordance with 37 C.F.R. 1.63(d)(2), the Commissioner is requested to add the name(s) of the following person or persons who are inventors of the invention being claimed in this application.

- (a) Full Name
(b) Full Name
(c) Full Name

- ☐ Applicant(s) suggests Figure for inclusion on the front page of the patent application publication and/or patent.
1. ☒ Enclosed is a copy of the prior Application No. 08/462,625 as originally filed on June 5, 1995, including copies of the specification, claims, drawings and the executed oath or declaration as filed.
2. ☐ Enclosed is a revised prior application and a copy of the prior executed oath or declaration as filed. No new matter has been added to the revised application.
3. ☐ Small entity status is hereby claimed.
4. ☒ The filing fee is calculated below ☒ and in accordance with the enclosed preliminary amendment:

C L A I M S					
	NO. OF CLAIMS		EXTRA CLAIMS	RATE	FEE
Basic Application Fee					\$710.00 (101)
Total Claims	8	MINUS 20 =	0	× \$18.00 (103) =	0
Independent Claims	2	MINUS 3 =	0	× \$80.00 (102) =	0
If multiple dependent claims are presented, add \$270.00 (104)					
Total Application Fee					710
If small entity status is claimed, subtract 50% of Total Application Fee					
Add Assignment Recording Fee of \$ <u> </u> if Assignment document is enclosed					
TOTAL APPLICATION FEE DUE					710.00

5. ☐ Charge \$ to Deposit Account No. 02-4800 for the fee due.
6. ☒ A check in the amount of \$ 710.00 is enclosed for the fee due.
7. ☒ The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.
8. ☒ Cancel in this application original claims 2-18, 20, and 22-26 of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
9. ☒ Formal drawings are enclosed (18 sheets).

10. ☒ Priority of Application No. 91 01286 filed on February 5, 1991 in France (country) is claimed under 35 U.S.C. § 119.

☒ The certified copy of the priority application

☐ is enclosed.

☒ was filed in the International Receiving Office in prior International Application No. PCT/FR92/00104 filed on February 5, 1992 and acknowledged by the Examiner on November 17, 2000 in Paper No. 40.

☐ has not yet been filed.

11. ☐ Please amend the specification by inserting before the first line the sentence:

☐ --This application is a ___ of Application Serial No. ___, filed on ___--.

☐ --This application is a ☐ continuation ☐ divisional of U.S. Application No. ___, filed on ___, which was a national stage filing under 35 U.S.C. § 371 of ___ International Application No. ___ filed on ___, which International Application ☐ was ☐ was not published by the International Bureau in English on ___--.

☐ --This application is a ☐ continuation ☐ divisional of U.S. Application No. ___, filed on ___, which was a continuation of International Application No. ___, filed on ___, which International Application ☐ was ☐ was not published by the International Bureau in English on ___--.

12. ☒ A preliminary amendment is enclosed.

13. ☒ An Information Disclosure Statement is enclosed.

14. ☐ A General Authorization for Payment of Fees and Petitions for Extensions of Time is enclosed.

15. ☒ Also enclosed are a paper copy of the Sequence Listing, a Declaration Pursuant to 37 C.F.R. §§ 1.821-825, and a Request to Use Computer Readable Form From Parent Application Pursuant to 37 C.F.R. § 1.821(e).

16. ☒ The power of attorney in the prior application is to R. Danny Huntington, Registration No. 27,903 and other attorneys at Burns, Doane, Swecker & Mathis, L.L.P.

a. ☒ The power appears in the original papers in the prior application.

b. ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.

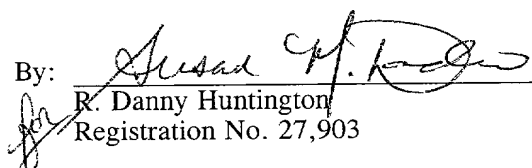
c. ☒ Recognize as Associate Attorney Susan M. Dadio, Registration No. 40,373.

- d. ☒ Address all future communications to: (May only be completed by applicant, or attorney or agent of record.)

R. Danny Huntington
BURNS, DOANE, SWECKER & MATHIS, L.L.P.
P.O. Box 1404
Alexandria, Virginia 22313-1404

Date: April 19, 2001

By:

 *Rdg No. 40,373*
R. Danny Huntington
Registration No. 27,903

ADDRESS OF SIGNATOR:

BURNS, DOANE, SWECKER & MATHIS, L.L.P.
P.O. Box 1404
Alexandria, Virginia 22313-1404
(703) 836-6620

☐ inventor(s)
☐ assignee of complete interest
☒ attorney or agent of record
☐ filed under 37 C.F.R. § 1.34(a)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of) BOX: SEQUENCE
GUERIN-MARCHAND et al.)
Application No.: Divisional of 08/462,625) Group Art Unit: 1641
Filed: April 19, 2001) Examiner: L. Scheiner
For: PEPTIDE SEQUENCES SPECIFIC FOR)
THE HEPATIC STAGES OF P.)
FALCIPARUM BEARING EPITOPES)
CAPABLE OF STIMULATING THE)
T LYMPHOCYTES)



REQUEST TO USE COMPUTER READABLE FORM FROM PARENT
APPLICATION PURSUANT TO 37 C.F.R. § 1.821(e)

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

The computer readable form in the above-identified application is identical with the computer readable form filed on February 20, 1996 in parent application Serial No.

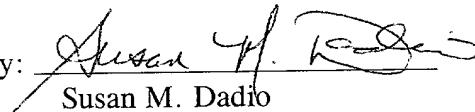
08/462,625. In accordance with 37 C.F.R. § 1.821(e), applicants respectfully request that the computer-readable form filed in parent application Serial No. 08/462,625, be used as the computer readable form for the instant application. It is understood that the United States Patent and Trademark Office will make the necessary changes in application number and filing date for the computer readable form that will be used for the instant application.

A paper copy

of the Sequence Listing is included in the Preliminary Amendment filed concurrently
herewith for incorporation into the specification.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

By: 
Susan M. Dadio
Registration No. 40,373

P.O. Box 1404
Alexandria, Virginia 22313-1404
(703) 836-6620

Dated: April 19, 2001